

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

NEW YORK IMMIGRATION COALITION
COMMON CAUSE/NEW YORK, COMMUNITY
VOICES HEARD, CITIZEN ACTION OF NEW YORK,
and JENIFER BENN,

Plaintiffs,

-against-

**Civil Case No.: 1:19-cv-00920
DNH/CFH**

RENSSELAER COUNTY BOARD OF ELECTIONS;
JASON SCHOFIELD, in his official capacity as
Commissioner of Rensselaer County Board of Elections;
STEVEN MCLAUGHLIN, in his official capacity as
Rensselaer County Executive; FRANK MEROLA, in his
official capacity as Rensselaer County Clerk; and
MICHAEL STAMMEL, in his official capacity as
Chairperson of the Rensselaer County Legislature,

Defendants.

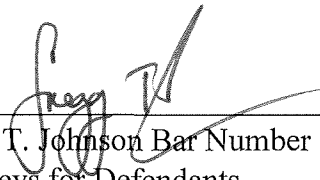
NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the enclosed Declaration of Jason Schofield with Exhibit "A" attached thereto, and Defendants' Memorandum of Law; and upon all prior pleadings and proceedings heretofore filed herein, the undersigned, on behalf of Defendants, Rensselaer County Board of Elections, Jason Schofield, Steven McLaughlin, Frank Merola, and Michael Stammel (hereinafter collectively referred to as "County Defendants"), by and through their counsel (Johnson & Laws, LLC) shall move this Court before the Hon. David N. Hurd, U.S.D.J., on the 27th day of September, 2019, at 10:00 a.m., or as soon thereafter as counsel may be heard, at the Alexander Pirnie Federal Bldg, and US Courthouse, 10 Broad Street, Utica, New York for an Order: (a) dismissing the Complaint as against County Defendants pursuant to Federal Rule of

Civil Procedure Rule 12(b)(1) and 12(b)(6); and (b) for such other and further relief in favor of County Defendants as the Court deems appropriate.

PLEASE TAKE FURTHER NOTICE that pursuant to Rule 7.1 of the Local Rules of Practice of the United States District Court for the Northern District of New York, any papers to be submitted in opposition to the within motion must be filed with the Clerk of the Court and served upon counsel for the Defendants no later than seventeen (17) days before the return date of the motion, exclusive of that day.

DATED: August 19, 2019



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